

years, 27 are of Russian or Chinese design. This is a completely avoidable national security emergency.

Our minerals are wealth, real wealth—worthy of innovation and use for power generation, for medical practices, in university and national laboratory reactors, and for commercial fields of research. We need critical minerals to support and defend the world's largest, technology-based, environmentally friendly economy.

We need 21st century critical mineral independence. To get there, we must disrupt the status quo of the permitting and over-regulation. We need to open modern, technology-driven, environmentally friendly mines.

There is a fast-approaching day when we will no longer be able to count on foreign imports. The necessary sanctions we have placed on Russia highlight the dangers of foreign dependence. Natural resource issues matter to the American people.

The mineral wealth located on vast tracts of federal lands belong to us all. This wealth gives us the ability to use our natural resource endowment to help secure America's critical mineral supply chains. It is essential to our economy, independence, and safety that this nation secure its critical mineral supply chains.

I yield the floor.

#### NOMINATION OF KAI N. SCOTT

Mr. DURBIN. Mr. President, today, the Senate will vote to confirm Judge Kai Scott to the U.S. District Court for the Eastern District of Pennsylvania.

A native of Philadelphia, Judge Scott earned her J.D. from West Virginia University College of Law after receiving her B.A. from Hampton University. After graduating from law school, she clerked for 2 years for the Honorable Donald Poorman of the Pennsylvania Department of Labor and Industry, Bureau of Workers' Compensation. Judge Scott began her legal career as a public defender, serving at both the State and Federal levels for 18 years, including 5 years leading the trial unit at the Federal Community Defender Office for the Eastern District of Pennsylvania. During her time in practice, she tried more than 160 cases to verdict or judgment. Since 2016, Judge Scott has served as a judge in the Criminal Trial Division of the Philadelphia Court of Common Pleas. In that time, she has authored 60 opinions and presided over 600 trials, including 120 jury trials.

With nearly two decades of litigation experience and 6 years of judicial experience, Judge Scott has been rated as "well qualified" for the Eastern District of Pennsylvania by the American Bar Association. She also enjoys the strong bipartisan support of Senators CASEY and TOOMEY, and I hope my colleagues will follow their lead in supporting this highly qualified nominee.

Mr. TUBERVILLE. I suggest the absence of a quorum.

The PRESIDING OFFICER. The clerk will call the roll.

The legislative clerk proceeded to call the roll.

Mr. KING. Mr. President, I ask unanimous consent that the order for the quorum call be rescinded.

The PRESIDING OFFICER. Without objection, it is so ordered.

#### VOTE ON SCOTT NOMINATION

The question is, Will the Senate advise and consent to the Scott nomination?

Mr. KING. I ask for the yeas and nays.

The PRESIDING OFFICER. Is there a sufficient second?

There appears to be a sufficient second.

The clerk will call the roll.

The legislative clerk called the roll.

Mr. DURBIN. I announce that the Senator from Illinois (Ms. DUCKWORTH), the Senator from Colorado (Mr. HICKENLOOPER), the Senator from Virginia (Mr. KAINE), the Senator from Hawaii (Mr. SCHATZ), the Senator from Virginia (Mr. WARNER), and the Senator from Georgia (Mr. WARNOCK) are necessarily absent.

Mr. THUNE. The following Senators are necessarily absent: the Senator from Texas (Mr. CRUZ) and the Senator from Wisconsin (Mr. JOHNSON).

The result was announced—yeas 50, nays 42, as follows:

#### [Rollcall Vote No. 380 Ex.]

##### YEAS—50

Baldwin	Hassan	Peters
Bennet	Heinrich	Reed
Blumenthal	Hirono	Rosen
Blunt	Kelly	Sanders
Booker	King	Schumer
Brown	Klobuchar	Shaheen
Cantwell	Leahy	Sinema
Cardin	Lujan	Smith
Carper	Manchin	Stabenow
Casey	Markey	Tester
Collins	Menendez	Tillis
Coons	Merkley	Toomey
Cortez Masto	Murkowski	Van Hollen
Durbin	Murphy	Warren
Feinstein	Murray	Whitehouse
Gillibrand	Ossoff	Wyden
Graham	Padilla	

##### NAYS—42

Barrasso	Grassley	Portman
Blackburn	Hagerty	Risch
Boozman	Hawley	Romney
Braun	Hoeven	Rounds
Burr	Hyde-Smith	Rubio
Capito	Inhofe	Sasse
Cassidy	Kennedy	Scott (FL)
Cornyn	Lankford	Scott (SC)
Cotton	Lee	Shelby
Cramer	Lummis	Sullivan
Crapo	Marshall	Thune
Daines	McConnell	Tuberville
Ernst	Moran	Wicker
Fischer	Paul	Young

##### NOT VOTING—8

Cruz	Johnson	Warner
Duckworth	Kaine	Warnock
Hickenlooper	Schatz	

The nomination was confirmed.

(Ms. SMITH assumed the Chair.)

The PRESIDING OFFICER (Ms. ROSEN). The Senator from Delaware.

Mr. COONS. Madam President, I ask unanimous consent that the Senate recess following the vote on the Murphy nomination until 4:30 p.m.

The PRESIDING OFFICER. Without objection, it is so ordered.

Under the previous order, the motion to reconsider is considered made and laid upon the table, and the President

will be immediately notified of the Senate's action.

#### NOMINATION OF JOHN FRANK MURPHY

Mr. DURBIN. Madam President, today, the Senate will vote to confirm John Frank Murphy to the U.S. District Court for the Eastern District of Pennsylvania.

Mr. Murphy's distinguished legal career will make him an asset on the Federal bench. He received a B.S. from Cornell University, a Ph.D. from the California Institute of Technology, and a J.D. from Harvard Law School before clerking for Judge Kimberly A. Moore on the U.S. Court of Appeals for the Federal Circuit.

In private practice, Mr. Murphy has focused on intellectual property and patent litigation. He has worked on litigation in Federal courts, International Trade Commission investigations, and contested proceedings at the U.S. Patent and Trademark Office. In addition to his IP and patent practice, Mr. Murphy has dedicated a significant amount of time to conducting pro bono work for the Eastern District of Pennsylvania's Prisoner Civil Rights Program. Mr. Murphy has been rated unanimously "well qualified" by the American Bar Association, and he has bipartisan support from his home State senators, Mr. CASEY and Mr. TOOMEY.

Mr. Murphy's technical expertise and strong background in IP and patent law will be an asset to the district court. I support his nomination and urge my colleagues to do the same.

#### EXECUTIVE CALENDAR

The PRESIDING OFFICER. Under the previous order, the Senate will resume consideration of the Murphy nomination, which the clerk will report.

The senior assistant legislative clerk read the nomination of John Frank Murphy, of Pennsylvania, to be United States District Judge for the Eastern District of Pennsylvania.

#### VOTE ON MURPHY NOMINATION

The PRESIDING OFFICER. The question is, Will the Senate advise and consent to the Murphy nomination?

Mr. COONS. I ask for the yeas and nays.

The PRESIDING OFFICER. Is there a sufficient second?

There appears to be a sufficient second.

The clerk will call the roll.

The senior assistant legislative clerk called the roll.

Mr. DURBIN. I announce that the Senator from Illinois (Ms. DUCKWORTH), the Senator from Colorado (Mr. HICKENLOOPER), the Senator from Virginia (Mr. KAINE), the Senator from Vermont (Mr. SANDERS), the Senator from Hawaii (Mr. SCHATZ), the Senator from Virginia (Mr. WARNER), and the Senator from Georgia (Mr. WARNOCK) are necessarily absent.

Mr. THUNE. The following Senators are necessarily absent: the Senator